

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA,	)	
<u>ex rel</u> MARC A. LANDSBERG, M.D.,	)	
and SHARON L. BURKE,	)	
	)	
Plaintiffs,	)	<b>2:03cv1429</b>
	)	<b>Electronic Filing</b>
v.	)	
	)	
PETER G. LEVINSON, M.D.,	)	Judge Cercone
LAKE ERIE WOMEN'S CENTER, P.C.,	)	Magistrate Judge Hay
PATRICK WILLIAM DIESFELD,M.D.,P.C.,	)	
3 DIMENSIONAL IMAGING, INC.,	)	
SERHAT ERZURUM, M.D.,	)	
GEORGE H. DENEHY, and DOES I	)	
through XX, inclusive,	)	
	)	
Defendants.	)	

 ORDER

AND NOW, this 29 day of March, 2006, after the

plaintiffs/relators, Marc A. Landsberg, M.D. and Sharon L. Burke, filed an action in the above-captioned case, and after a Motion to Dismiss, or alternatively, for More Specific Pleading, was submitted by defendants, Peter G. Levinson, M.D. and Lake Erie Women's Center, P.C., and after a Report and Recommendation was filed by the United States Magistrate Judge granting the parties ten days after being served with a copy to file written objections thereto, and upon consideration of the objections filed by defendants and the response thereto filed by the plaintiffs/relators, and upon independent review of the motion and the record, and upon consideration of the Magistrate Judge's Report and Recommendation, which is adopted as the opinion of this Court,

IT IS HEREBY ORDERED that the defendants' Motion to Dismiss, or alternatively, for More Specific Pleading [Document No. 11] is DENIED.

  
DAVID STEWART CERCONE  
United States District Judge

cc: Honorable Amy Reynolds Hay  
United States Magistrate Judge

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